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2 Federal Defenders of Eastern Washington & Idaho  
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8 Attorney for Defendant  
9 Raymond Zack Guerrero-Garcia

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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON  
(The Honorable Lonny R. Suko)

United States of America,

Plaintiff,

No. 1:18-CR-2016-LRS

v.

Raymond Zack Guerrero-Garcia,

Defendant's Sentencing  
Memorandum

Defendant.

Raymond Zack Guerrero-Garcia, through his attorney, Alex B. Hernandez, III, for the Federal Defenders of Eastern Washington and Idaho, submits this sentencing memorandum.

**Sentencing Recommendation**

The parties agreed to recommend the Court impose a sentence of 10 years imprisonment under the Fed. R. Crim. P. 11(c)(1)(C) plea agreement filed in this matter. A sentence of 10 years imprisonment is  
Defendant's Sentencing  
Memorandum: 1

1 sufficient, but not greater than necessary to accomplish the goals of  
2 sentencing under 8 U.S.C. § 3553(a).  
3

4 Mr. Guerrero-Garcia pled guilty to discharge of a firearm during a  
5 crime of violence in violation of Title 18, U.S.C. § 924(c)(1)(A)(iii)  
6 pursuant to a plea agreement. This is a serious charge.  
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8 At the time of the offense, Mr. Guerrero-Garcia was extremely  
9 intoxicated because of the death of his mother. An individual came to his  
10 house at that moment, and Mr. Guerrero-Garcia shot him. This  
11 individual had damaged Mr. Guerrero-Garcia's car and taken his drugs.  
12 Mr. Guerrero-Garcia became angry when he saw this individual. Clearly,  
13 Mr. Guerrero-Garcia's actions were unacceptable, but his intoxication  
14 and prior interactions with this individual played a significant role in the  
15 offense. Considering the nature and circumstances of this offense a  
16 sentence of 10 years will meet the goals of sentencing under 18 U.S.C.  
17 3553(a).  
18

19 Mr. Guerrero-Garcia was raised in the in the Yakima Valley.  
20 Unfortunately, he did not benefit from a stable living environment. His  
21 parents separated when he was only two (2) years old. ECF No. 41 at 21.  
22

1       As a boy, he struggled in school because of his Attention Deficit  
2       Disorder and speech difficulties. Mr. Guerrero-Garcia suffered from a  
3       birth defect that affected his speech, and required therapy. He was  
4       expelled from school in 8<sup>th</sup> grade for using marijuana.

6       Not surprisingly, because of the lack of supervision and guidance,  
7       Mr. Guerrero-Garcia started using alcohol and drugs at a very early age.  
8  
9       He also looked to gangs for support. By the age of 12, Mr. Guerrero-  
10      Garcia started using alcohol and marijuana, at 13 he was using  
11      methamphetamine. *Id.* at 23. He used other drugs, as well. By the age  
12      of 13, Mr. Guerrero-Garcia was part of the criminal justice system. *Id.*  
13      at 6. Unfortunately, Mr. Guerrero-Garcia has struggled with his  
14      substance abuse issues and lifestyle, which resulted in various  
15      convictions over the last few years, and periods of incarceration. Now,  
16      Mr. Guerrero-Garcia faces a significant term of imprisonment.  
17  
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20       Considering Mr. Guerrero-Garcia's history and characteristics, a  
21      sentence of 10 years imprisonment is sufficient. Such a sentence will  
22      provide him the opportunity to participate in vocational training, as well  
23      as meet the other goals of sentencing – deterrence, protection of the  
24

1 public, promote respect for the law and provide just punishment.  
2 Further, Mr. Guerrero-Garcia must first complete a 10-year state  
3 sentence before he commences his federal sentence. This means, Mr.  
4 Guerrero-Garcia will be incarcerated for a long time.

5

6 Conclusion

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8 Mr. Guerrero-Garcia requests the Court impose a sentence of 10  
9 years. Mr. Guerrero-Garcia also requests the Court recommend  
10 placement at FCI Sheridan. Mr. Guerrero-Garcia further requests the  
11 Court recommend he participate in substance abuse treatment and  
12 vocational training in heating and air conditioning.

13  
14 DATED: August 20, 2020.  
15

16 Respectfully Submitted,

17 s/Alex B. Hernandez, III  
18 Alex B. Hernandez, III, 21807  
19 Attorney for Raymond Zack Guerrero-  
20 Garcia  
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## CERTIFICATE OF SERVICE

I certify that on August 20, 2020, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to: Thomas J. Hanlon, Assistant United States Attorney, and Jennifer M. Dykstra, United States Probation Officer.

s/Alex B. Hernandez, III  
Alex B. Hernandez III, 21807  
Attorney for Raymond Zack Guerrero-  
Garcia